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6 Attorneys for Defendant  
A PLACE FOR MOM  
7

8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN FRANCISCO DIVISION**  
11

12 WILLIAM ALAN GLUCK, MONA  
SANCHEZ, and JANI BIELENBERG,  
13 individually and on behalf of all employees  
14 similarly situated,

15 Plaintiffs,

16 v.

17 A PLACE FOR MOM, a Washington  
18 corporation; and DOES 1 to 10, inclusive

19 Defendants.  
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Case No. CV 08-0030 PJH  
ORDER DENYING REQUEST TO CONTINUE  
~~STIPULATION FOR ORDER~~  
~~CONTINUING PRETRIAL~~  
DEADLINES; [PROPOSED] ORDER

Complaint filed: November 21, 2007  
Date of Removal: January 3, 2008

Trial: March 8, 2010

**STIPULATION**

Plaintiffs WILLIAM ALAN GLUCK, MONA SANCHEZ AND JANI BIELENBERG, individually and on behalf of others similarly situated ("Plaintiffs"), and Defendant, A PLACE FOR MOM ("Defendant") (collectively the "Parties") hereby stipulate as follows:

WHEREAS, this case was commenced on November 21, 2007 in the Superior Court of California, County of Alameda, alleging various wage and hour violations under the FLSA and the California labor code and thereafter on January 3, 2008, Defendants removed the action to this Court, and filed their Answer;

WHEREAS, the Complaint alleges both a nationwide "opt-in" collective action for claims under the FLSA and a California state-wide "opt-out" class for claims under California state laws;

WHEREAS, on April 10, 2009, the parties mediated this case before Honorable William J. Cahill (Ret.). That mediation was productive, but not yet successful;

WHEREAS, the parties have agreed that they need to take further discovery, including the depositions of representative plaintiffs and certain employees of defendant in order to continue having meaningful settlement discussions;

WHEREAS, trial in this case is set for March 8, 2010;

WHEREAS, the parties continue to believe that they should exhaust settlement efforts before undertaking the expense and time, as well as the use of this Court's resources, of contested class certification proceedings and further litigation.

**THEREFORE**, the parties have agreed, subject to the Court's approval that:

1. The Court continue the deadline for Plaintiffs to file their class certification motions from **October 30, 2009 to January 5, 2010.**
2. The Court continue the deadline for all dispositive motions to be heard from **November 18, 2009 to January 18, 2010.**
3. The Court continue the deadline for non-expert discovery to be completed from **September 16, 2009 to November 30, 2009.**

- 1           4. The Court continue the deadline for the parties' disclosure of retained and non-
- 2           retained expert witnesses from **October 16, 2009 to December 23, 2009.**
- 3           5. The Court continue the deadline for expert discovery to be completed from
- 4           **December 4, 2009 to January 25, 2010.**

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6 **SO STIPULATED:**

7 DATED: July 24, 2009

**KERR & WAGSTAFFE LLP**

8

9 By 

MICHAEL VON LOEWENFELDT

10 Attorneys for Defendant

11 A PLACE FOR MOM

12 DATED: July \_\_, 2009

**CLASS ACTION LITIGATION GROUP**

13

14 By \_\_\_\_\_

15 RENE L. BARGE

16 Attorneys for Plaintiffs

17 WILLIAM ALAN GLUCK, MONA SANCHEZ,

18 and JANI BIELENBERG

19 DATED: July \_\_, 2009

**THE FELDMAN LAW FIRM**

20 By \_\_\_\_\_

21 LEE FELDMAN

22 Attorneys for Plaintiffs

23 WILLIAM ALAN GLUCK, MONA SANCHEZ,

24 and JANI BIELENBERG

25

26

27

28

- 1 4. The Court continue the deadline for the parties' disclosure of retained and non-  
2 retained expert witnesses from **October 16, 2009 to December 23, 2009.**  
3 5. The Court continue the deadline for expert discovery to be completed from  
4 **December 4, 2009 to January 25, 2010.**  
5

6 **SO STIPULATED:**

7 DATED: July \_\_, 2009

**KERR & WAGSTAFFE LLP**

8  
9 By \_\_\_\_\_

MICHAEL VON LOEWENFELDT

10 Attorneys for Defendant  
11 A PLACE FOR MOM

12 DATED: July 22, 2009

**CLASS ACTION LITIGATION GROUP**

13  
14 By *Rene L. Barge*

15 RENE L. BARGE

16 Attorneys for Plaintiffs  
17 WILLIAM ALAN GLUCK, MONA SANCHEZ,  
18 and JANI BIELENBERG

19 DATED: July \_\_, 2009

**THE FELDMAN LAW FIRM**

20 By \_\_\_\_\_

21 LEE FELDMAN

22 Attorneys for Plaintiffs  
23 WILLIAM ALAN GLUCK, MONA SANCHEZ,  
24 and JANI BIELENBERG  
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6 **SO STIPULATED:**

7 DATED: July \_\_, 2009

**KERR & WAGSTAFFE LLP**

8  
9 By \_\_\_\_\_

MICHAEL VON LOEWENFELDT

10 Attorneys for Defendant  
11 A PLACE FOR MOM

12 DATED: July \_\_, 2009

**CLASS ACTION LITIGATION GROUP**

13  
14 By \_\_\_\_\_

15 RENE L. BARGE

16 Attorneys for Plaintiffs  
17 WILLIAM ALAN GLUCK, MONA SANCHEZ,  
18 and JANI BIELENBERG

19 DATED: July 22, 2009

**THE FELDMAN LAW FIRM**

20  
21 By  \_\_\_\_\_

JENNIFER PETERS  
Lee Feldman

22 Attorneys for Plaintiffs  
23 WILLIAM ALAN GLUCK, MONA SANCHEZ,  
24 and JANI BIELENBERG  
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**ORDER**

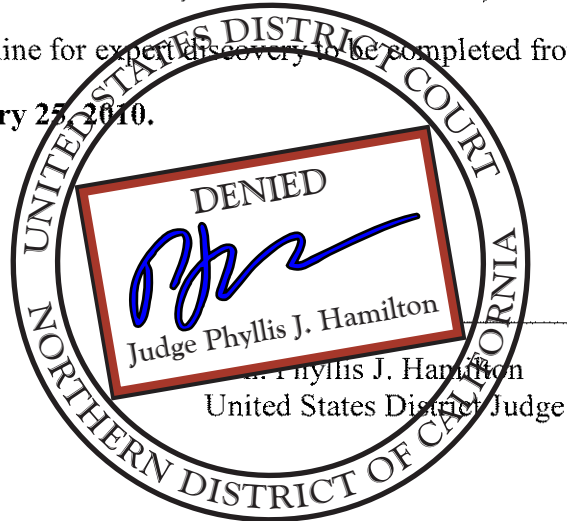
PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that:

1. The Court continue the deadline for Plaintiffs to file their class certification motions from **October 30, 2009** to **January 5, 2010**.
2. The Court continue the deadline for all dispositive motions to be heard from **November 18, 2009** to **January 18, 2010**.
3. The Court continue the deadline for non-expert discovery to be completed from **September 16, 2009** to **November 30, 2009**.
4. The Court continue the deadline for the parties' disclosure of retained and non-retained expert witnesses from **October 16, 2009** to **December 23, 2009**.
5. The Court continue the deadline for expert discovery to be completed from **December 4, 2009** to **January 25, 2010**.

IT IS SO ORDERED

7/28/09

Dated: \_\_\_\_\_



THE PARTIES SHALL APPEAR FOR A  
CASE MANAGEMENT CONFERENCE  
ON AUGUST 13, 2009 AT 2:30 P.M.